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DEC 17 2003

OFFICIAL**FACSIMILE COVER SHEET**

DATE: December 17, 2003

TO: Examiner Vanessa L. Ford
TC Art Unit: 1645

Fax No.: (703) 872 9306

FROM: Charles L. Gagnebin III

No. of pages transmitted
(including this page): 2

Our File: MBP-005XX

Time:

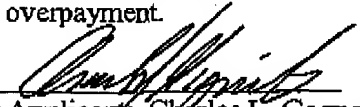
Your Ref: Application No. 09/786,435
Filed Date: March 20, 2001

Sent by: Khylo Rhoden

A confirmation copy of this transmission will not be mailed unless the following is checked: ☐
MESSAGEPLEASE DELIVER DIRECTLY TO:
EXAMINER VANESSA L. FORD, Tel. (703)308-4735
TC ART UNIT NO: 1645**FOR ENTRY**

Enclosed for filing please find a: Notice of Appeal

The Commissioner is hereby authorized to Charge Deposit Account No. 23-0804 for any additional filing fees associated with this communication or credit any overpayment.


Attorney for Applicant: Charles L. Gagnebin III
Registration No. 25,467

THIS MESSAGE MAY CONTAIN CONFIDENTIAL OR PRIVILEGED INFORMATION INTENDED ONLY FOR THE PERSON(S) IDENTIFIED ABOVE. IF IT HAS BEEN RECEIVED AT ANY OTHER PLACE OR HAS NOT BEEN CLEARLY RECEIVED, PLEASE CALL THE ABOVE IDENTIFIED SENDING PARTY COLLECT FOR INSTRUCTIONS. DO NOT SHOW OR DISTRIBUTE THIS MESSAGE TO ANYONE OTHER THAN THE INTENDED RECIPIENT(S). THANK YOU.

Rev 09/03

Application: 09/786,435
Filed: March 20, 2001
TC Art Unit: 1645
Confirmation No.: 1324

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP
Ten Post Office Square
Boston, Massachusetts 02109
Telephone: (617) 542-2290
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Date: December 17, 2003

Attorney
Docket No.: MBP-005XX

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

In re application of: Kerstin Krieglstein

Entitled: USE OF TGF-BETA INHIBITORS FOR TREATING CEREBRAL DISORDERS

VIA FACSIMILE

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated June 17, 2003 of the Examiner finally rejecting claims 1, 5-8 and 11-18.

Authorization is provided herewith to charge Deposit Account No. 23-0804 in the amount of \$330.00 to cover the Notice of Appeal fee.

The following checked items are appropriate:

A timely response to the final rejection:

☒ has been filed ☐ is hereby filed

An extension of time to respond to the final rejection:

1. ☒ was requested on October 17, 2003 for 1 month;
 2. ☒ is hereby requested for 3 month(s) and authorization is provided herewith to charge Deposit Account No. 23-0804 (\$840.00) for the cost of such extension.
 3. ☐ is included on the enclosed amendment transmittal form along with a check in the amount of \$_____ for the extension fee.
- ☒ In the event a Petition for Extension of Time is required by this paper and not otherwise provided, such Petition is hereby made and authorization is provided herewith to charge Deposit Account No. 23-0804 for the cost of such extension.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees under \$1.16 associated with this communication or credit any overpayment to Deposit Account No. 23-0804.

I hereby certify that this correspondence is being sent via facsimile to Examiner Vanessa L. Ford, TC Art Unit 1645, Fax No. (703) 872-9306, on 12-17-03.

SUBMIT IN TRIPLICATE
CSK/knr/299717-1

Attorney of Record: Charles L. Gagnebin III
Registration No.: 25,467